

By: Estes

S.B. No. 1288

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a prohibition on local solid waste management
3 regulations that are inconsistent with a permit or regulations of
4 the Texas Commission on Environmental Quality.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 361.096, Health and Safety Code, is
7 amended by amending Subsection (a) and adding Subsection (c) to
8 read as follows:

9 (a) Except as provided by Subsection (c) and as otherwise
10 specifically provided by this chapter, this subchapter does not
11 limit the powers and duties of a local government or other political
12 subdivision of the state as conferred by this or other law.

13 (c) Notwithstanding any other law, a local government or
14 other political subdivision of the state may not adopt a rule or
15 ordinance that conflicts with or is otherwise inconsistent with the
16 requirements for solid waste management facilities as specified by
17 the rules of the commission or by a permit issued by the commission.

18 SECTION 2. This Act takes effect September 1, 2015.